

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

X

ELVIS MOSQUEA,

Plaintiff,

-against-

THE CITY OF NEW YORK; CITY OF NEW YORK
DEPARTMENT OF CORRECTION; DORA B. SCHRIRO;
JOSEPH PONTE; MICHAEL HOURIHANE; MARTIN J.
MURPHY; LUIS RIVERA; TONY DURANTE; FLORENCE
FINKLE; MICHAEL BLAKE; Correction Officer
MAYNARD (Shield # ____); Correction Officer EDWARDS
(Shield # ____); Captain JANE DOE (Shield # ____); Captain
BLAKE (Shield # ____); Captain JOHN DOE (Shield # ____);
Correction Officers JOHN DOES # 1-20 (Shield #s ____),

STIPULATION AND
ORDER OF DISMISSAL

15 CV 9410 (PKC)

USDC SDNY
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ELECTRONICALLY FILED
DOC #:
DATE FILED: <u>11-16-16</u>

Defendants.

X

WHEREAS, the parties have reached a settlement agreement and now desire to
resolve the remaining issues raised in this litigation, without further proceedings and without
admitting any fault or liability;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by
and between the undersigned, that

1. The above-referenced action is hereby dismissed with prejudice; and

2. Notwithstanding the dismissal of this action in accordance with this agreement, the District Court shall continue to maintain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.

Dated: New York, New York
November 14, 2016

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Durante, Finkle, Blake, Maynard, and
Blake*

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By: Michael K. Gertzer
Michael K. Gertzer
Senior Counsel

SO ORDERED:

HON. P. KEVIN CASTEL
UNITED STATES DISTRICT JUDGE

Dated: 11-16, 2016

All motions are
terminated. Clerk to
close the case.

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